



7020-02

INTERNATIONAL TRADE COMMISSION

Investigation No. 337-TA-1017

Certain Quartz Slabs and Portions Thereof (II)

Institution of Investigation

AGENCY: U.S. International Trade Commission

ACTION: Notice

SUMMARY: Notice is hereby given that a complaint was filed with the U.S. International Trade Commission on July 11, 2016, under section 337 of the Tariff Act of 1930, as amended, 19 U.S.C. 1337, on behalf of Cambria company LLC of Belle Plaine, Minnesota. The complaint alleges violations of section 337 based upon the importation into the United States, the sale for importation, and the sale within the United States after importation of certain quartz slabs and portions thereof (II) by reason of infringement of U.S. Patent No. D712,666 (“the ’666 patent”); U.S. Patent No. D712,670 (“the ’670 patent”); U.S. Patent No. D751,298 (“the ’298 patent”); U.S. Patent No. D712,161 (“the ’161 patent”); and U.S. Patent No. D737,058 (“the ’058 patent”). The complaint further alleges that an industry in the United States exists as required by subsection (a)(2) of section 337.

The complainant requests that the Commission institute an investigation and, after the investigation, issue a general exclusion order, or in the alternative a limited exclusion order, and cease and desist orders.

ADDRESSES: The complaint, except for any confidential information contained therein, is available for inspection during official business hours (8:45 a.m. to 5:15 p.m.) in the Office of the Secretary, U.S. International Trade Commission, 500 E Street, S.W., Room 112, Washington, D.C. 20436, telephone (202) 205-2000. Hearing impaired individuals are advised that

information on this matter can be obtained by contacting the Commission's TDD terminal on (202) 205-1810. Persons with mobility impairments who will need special assistance in gaining access to the Commission should contact the Office of the Secretary at (202) 205-2000. General information concerning the Commission may also be obtained by accessing its internet server at <http://www.usitc.gov>. The public record for this investigation may be viewed on the Commission's electronic docket (EDIS) at <http://edis.usitc.gov>.

FOR FURTHER INFORMATION CONTACT: The Office of Unfair Import Investigations, U.S. International Trade Commission, telephone (202) 205-2560.

SUPPLEMENTARY INFORMATION:

AUTHORITY: The authority for institution of this investigation is contained in section 337 of the Tariff Act of 1930, as amended, and in section 210.10 of the Commission's Rules of Practice and Procedure, 19 CFR 210.10 (2016).

SCOPE OF INVESTIGATION: Having considered the complaint, the U.S. International Trade Commission, on August 10, 2016, **ORDERED THAT** –

(1) Pursuant to subsection (b) of section 337 of the Tariff Act of 1930, as amended, an investigation be instituted to determine whether there is a violation of subsection (a)(1)(B) of section 337 in the importation into the United States, the sale for importation, or the sale within the United States after importation of certain quartz slabs and portions thereof (II) by reason of infringement of the claim of the '666 patent; the claim of the '670 patent; the claim of the '298 patent; the claim of the '161 patent; and the claim of the '058 patent, and whether an industry in the United States exists as required by subsection (a)(2) of section 337;

(2) For the purpose of the investigation so instituted, the following are hereby named as parties upon which this notice of investigation shall be served:

(a) The complainant is:

Cambria Company LLC
805 Enterprise Drive East
Suite H
Belle Plaine, MN 56011

(b) The respondents are the following entities alleged to be in violation of section 337, and are the parties upon which the complaint is to be served:

Stylen Quaza LLC DBA Vicostone USA
11620 Goodnight Lane, Suite 100
Dallas, TX 75229

Vicostone Joint Stock Company
Hoalac Hi-tech Park
Thachthat, Hanoi
Vietnam

Building Plastics Inc.
3263 Sharpe Avenue
Memphis, TN 38111

Fasa Industrial Corporation, Ltd.
10th Floor, Building T6, Wisdom New Town
No. 2 Jihua Road, Chancheng District,
Foshan, Guangdong Province 528000

China

Foshan FASA Building Material Co., Ltd.

10th Floor, Building T6, Wisdom New Town

No. 2 Jihua Road, Chancheng District,

Foshan, Guangdong Province 528000

China

Solidtops LLC

27964 Oxford Road

Oxford, MD 21654

Dorado Soapstone LLC

940 S. Jason St. Unit 9

Denver, CO 80223

Pental Granite and Marble Inc.

713 South Fidalgo Street

Seattle, WA 98108

(c) The Office of Unfair Import Investigations, U.S. International Trade Commission, 500 E Street, S.W., Suite 401, Washington, D.C. 20436; and

(5) For the investigation so instituted, the Chief Administrative Law Judge, U.S. International Trade Commission, shall designate the presiding Administrative Law Judge.

The Chief Administrative Law Judge is authorized to consolidate Inv. No. 337-TA-996 and this investigation if he deems it appropriate.

Responses to the complaint and the notice of investigation must be submitted by the named respondents in accordance with section 210.13 of the Commission's Rules of Practice and Procedure, 19 CFR 210.13. Pursuant to 19 CFR 201.16(e) and 210.13(a), such responses will be considered by the Commission if received not later than 20 days after the date of service by the Commission of the complaint and the notice of investigation. Extensions of time for submitting responses to the complaint and the notice of investigation will not be granted unless good cause therefor is shown.

Failure of a respondent to file a timely response to each allegation in the complaint and in this notice may be deemed to constitute a waiver of the right to appear and contest the allegations of the complaint and this notice, and to authorize the administrative law judge and the Commission, without further notice to the respondent, to find the facts to be as alleged in the complaint and this notice and to enter an initial determination and a final determination containing such findings, and may result in the issuance of an exclusion order or a cease and desist order or both directed against the respondent.

By order of the Commission.

Lisa R. Barton
Secretary to the Commission

Issued: August 11, 2016

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